

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below under our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

**METHOD FOR IDENTIFYING MODULATORS OF TRANSCRIPTIONAL ACTIVATOR PROTEIN INTERACTIONS**

the Specification of which

is attached hereto  
 was filed on August 31, 1999  
as Application Serial No. 09/387,418  
and was amended on \_\_\_\_\_ (if applicable).

We hereby state that we have reviewed and understand the contents of the above-identified Specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any provisional application filed in the United States in accordance with 35 U.S.C. §1.119(e), or any application for patent that has been converted to a Provisional Application within one (1) year of its filing date, or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

<u>APPLICATION NUMBER</u>	<u>PRIOR FILED APPLICATION(S)</u>	<u>COUNTRY (DAY/MONTH/YEAR FILED)</u>	<u>PRIORITY CLAIMED</u>
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We hereby claim the benefit under Title 35, United States Code, §120 of any United States application listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION  
NO.

FILING DATE  
(DAY/MONTH/YEAR)

STATUS - PATENTED, PENDING,  
ABANDONED

We hereby appoint as our attorneys or agents the following persons: Jack Matalon, (Attorney, Registration No. 22,441); Stefan J. Klauber (Attorney, Registration No. 22,604); David A. Jackson (Attorney, Registration No. 26,742); Michael D. Davis (Attorney, Registration No. 39,161); Christine E. Dietzel (Agent, Registration No. 37,309); Donald J. Cox, Jr. (Attorney, Registration No. 37,804); and Michael A. Yamin (Agent, Registration No. 44,414), said attorneys or agents with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Please address all correspondence regarding this application to:

DAVID A. JACKSON, ESQ.  
KLAUBER & JACKSON  
411 HACKENSACK AVENUE  
HACKENSACK, NEW JERSEY 07601

Direct all telephone calls to David A. Jackson at (201) 487-5800.

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR : XIAOKUI ZHANG

COUNTRY OF CITIZENSHIP : China

**FULL RESIDENCE ADDRESS** : 1230 York Avenue, #375  
New York, New York 10021

**FULL POST OFFICE ADDRESS** : 1230 York Avenue, #375  
New York, New York 10021

SIGNATURE OF INVENTOR

DATE Nov. 4, 1934

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FULL NAME OF SECOND INVENTOR : CURT HORVATH  
COUNTRY OF CITIZENSHIP : United States  
FULL RESIDENCE ADDRESS : 315 E. 70<sup>th</sup> Street, #6G  
New York, New York 10021  
FULL POST OFFICE ADDRESS : 315 E. 70<sup>th</sup> Street, #6G  
New York, New York 10021  
SIGNATURE OF INVENTOR Curt Horvath  
DATE Nov. 9, 1999  
FULL NAME OF THIRD INVENTOR : MELISSA H. WRZESZCZYNSKA  
COUNTRY OF CITIZENSHIP : United States  
FULL RESIDENCE ADDRESS : 500 East 63<sup>rd</sup> Street, 25-H  
New York, New York 10021  
FULL POST OFFICE ADDRESS : 500 East 63<sup>rd</sup> Street, 25-H  
New York, New York 10021  
SIGNATURE OF INVENTOR Melissa H. Wrzeszczynska  
DATE Nov. 4, 1999  
FULL NAME OF FOURTH INVENTOR : JAMES E. DARNELL, JR.  
COUNTRY OF CITIZENSHIP : United States  
FULL RESIDENCE ADDRESS : 22 Chestnut Avenue  
Larchmont, New York 10538  
FULL POST OFFICE ADDRESS : 22 Chestnut Avenue  
Larchmont, New York 10538  
SIGNATURE OF INVENTOR James E. Darnell, Jr.  
DATE Nov. 16, 1999

ASSIGNMENT

WHEREAS, we, **Xiaokui Zhang**, a citizen of China  
residing at 1230 York Avenue, #375  
New York, New York 10021;

**Curt Horvath**, a citizen of the United States  
residing at 315 E. 70<sup>th</sup> Street, #6G  
New York, New York 10021; and

**Melissa H. Wrzeszczynska**, a citizen of the United States  
residing at 500 East 63<sup>rd</sup> Street, Apt. 25H  
New York, New York 10021

**James E. Darnell, Jr.**, a citizen of the United States  
residing at 22 Chestnut Avenue  
Larchmont, New York 10538

ASSIGNORS, have invented certain new and useful improvements in

**METHOD FOR IDENTIFYING MODULATORS OF TRANSCRIPTIONAL  
ACTIVATOR PROTEIN INTERACTIONS**

for which we have filed an Application for Letters Patent in the United States on  
August 31, 1999 as U.S. Serial No. 09/387,418; and

WHEREAS,

The Rockefeller University  
an education corporation organized and existing under  
the laws of the State of New York,  
with offices at 1230 York Avenue, New York, New York 10021-6399

ASSIGNEE, is desirous of obtaining the entire right, title and interest in, to and under  
the said improvements and the said application;

NOW, THEREFORE, FOR other good and valuable consideration, the receipt of  
which is hereby acknowledged, we the said

ASSIGNORS,

have sold, assigned, transferred and set over, and by these presents do hereby sell,  
assign, transfer and set over, to the said

ASSIGNEE,

its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, including the right to claim priority under the terms of any appropriate International Convention based upon said application for Letters Patent of the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said

ASSIGNEE,

its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant that we have full right to convey the interest herein assigned in the manner hereinabove set forth, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said

ASSIGNEE.

its successors, legal representatives and assigns, any fact known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisions, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said

ASSIGNEE,

its successors, legal representatives and assigns, to obtain and enforce proper Patent Protection for said improvements in the United States.

IN TESTIMONY WHEREOF, we hereunto set our hand and seal the day and year set opposite our signatures.

Date November 4, 1999

State of New York :  
County of New York :

1 - 20  
XIAOKUI ZHANG L.S.

Before me this <sup>4<sup>th</sup> day of Nov. 1999, personally appeared Xiaokui Zhang personally known to be the person who is described in and who executed the above instrument, and acknowledged to me that he executed the same of his own free will for the purposes therein set forth.</sup>

(Affix Seal Here)

2 - 21  
GLORIA CHANG DIGENNAR  
Notary Public, State of New York  
No. 4884704  
Qualified in Westchester County  
Commission Expires Jan. 12, 21

Date November 9, 1999

State of New York :  
County of New York :

1 - 21  
CURT HORVATH L.S.

Before me this 9 day of November 1999, personally appeared Curt Horvath, to me personally known to be the person who is described in and who executed the above instrument, and acknowledged to me that he executed the same of his own free will for the purposes therein set forth.

(Affix Seal Here)

Lucille J. Schmolka  
Notary Public

LUCILLE J. SCHMOLKA  
Notary Public, State of New York  
No. 5002983  
Qualified in Westchester County  
Commission Expires 10/13/00

Date Nov 4, 1999

Melissa H. Wrzeszczynska L.S.  
MELISSA H. WRZESZCZYNSKA

State of New York :  
County of New York :

Before me this 9<sup>th</sup> day of Nov. 1999, personally appeared Wrzeszczynska me personally known to be the person who is described in and who executed the above instrument, and acknowledged to me that he executed the same of his own free will for the purposes therein set forth.

(Affix Seal Here)

Gloria Chang  
Notary Public  
GLORIA CHANG DIGENNARO  
Notary Public, State of New York  
No. 4884704  
Qualified in Westchester County  
Commission Expires Jan. 12, 2001

Date 11/16/99, 19

James E. Darnell, Jr. L.S.  
JAMES E. DARNEll, JR.

State of New York :  
County of New York :

Before me this 16 day of November 1999, personally appeared James E. Darnell, Jr. me personally known to be the person who is described in and who executed the above instrument, and acknowledged to me that he executed the same of his own free will for the purposes therein set forth.

(Affix Seal Here)

Gloria Chang  
Notary Public  
GLORIA CHANG DIGENNARO  
Notary Public, State of New York  
No. 4884704  
Qualified in Westchester County  
Commission Expires Jan. 12, 2001